

The City Council of the City of Mattoon held a special meeting in the City Hall Council Chambers on February 11, 2010.

Mayor Cline led the Pledge of Allegiance.

Mayor Cline called the meeting to order at 8:31 a.m.

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, YEA Commissioner Tim Gover, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, YEA Mayor David Cline.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Public Works Director David Wortman, and City Clerk Susan O'Brien.

Commissioner Rankin voiced his opinion to have a land surveyor prepare the legal description of the proposed property before considering the motion. Attorney & Treasurer Owen stated the determination of property rights and title would be performed before the actual purchase occurs as stated in the Option. Council, Administrator McLaughlin, and Attorney & Treasurer Owen discussed the Option to Purchase Real Estate.

Mayor Cline seconded by Commissioner Ervin moved to adopt Special Ordinance 2010-1381, approving an option for the sale of 12.7 acres of real estate owned by the City of Mattoon located along the north side of Old State Road to Savannah Farms, L.P.

---

## **CITY OF MATTOON, ILLINOIS**

### **SPECIAL ORDINANCE NO. 2010-1381**

#### **AN ORDINANCE AUTHORIZING THE SIGNING OF AN OPTION FOR SALE OF REAL ESTATE OWNED BY THE MUNICIPALITY**

**WHEREAS**, On June 17, 2008 the City of Mattoon purchased 31.62 acres of land north of Old State Road and east of 9<sup>th</sup> Street for use in construction of a drainage ditch connecting 9<sup>th</sup> Street with the Kickapoo Creek; and,

**WHEREAS**, the City has been working with Upchurch & Associates to design the drainage ditch; and,

**WHEREAS**, The City and Upchurch believe that parts of the property to the north and south of the drainage ditch are not needed for the drainage project and can be sold for development; and,

**WHEREAS**, the City has been approached by Savannah Farms, L.P. to purchase 12.7 acres on the south side of the drainage ditch along Old State Road; and,

**WHEREAS**, Savannah Farms, L.P. intends to use the property for construction of 32 single family homes; and,

**WHEREAS**, the City will use the proceeds from this sale to finance the construction of the flood reduction project; and,

**WHEREAS**, the City Council believes that this project is beneficial to the citizens of Mattoon and it is necessary to provide an opportunity for the City to grow and provide affordable housing to the Community.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, A MUNICIPAL CORPORATION**, as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance

**Section 2.** The City Council hereby finds that the parcel of land described in the attached Option is surplus property and no longer needed by the municipality.

**Section 3.** The Mayor and City Clerk are authorized and directed to execute the Option attached hereto as Exhibit "A."

**Section 4.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Upon motion by Mayor Cline, seconded by Commissioner Ervin, adopted this 11th day of February, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Gover,  
Commissioner Hall, Mayor Cline

NAYS (Names): Commissioner Rankin

ABSENT (Names): None

Approved this 11th day of February, 2010.

/s/ David W. Cline  
David W. Cline, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien  
Susan J. O'Brien,  
City Clerk

/s/ J. Preston Owen  
J. Preston Owen  
City Attorney & Treasurer

Recorded in the Municipality's Records on February 11, 2010.

Mayor Cline called for additional comments. There were no additional comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Gover, YEA Commissioner Hall, NAY Commissioner Rankin, YEA Mayor Cline.

Commissioner Rankin seconded by Commissioner Gover moved to adjourn at 8:45 a.m.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

/s/ Susan J. O'Brien  
City Clerk